

AN ORDINANCE

BY

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**AN ORDINANCE TO ANTICIPATE AND APPROPRIATE FUNDS IN THE AMOUNT OF ONE MILLION FOUR HUNDRED THOUSAND (\$1,400,000.00) FROM THE ATLANTA DEVELOPMENT AUTHORITY TO BE USED AS GRANT FUNDS FOR CHRIS KIDS, INC UNDER THE HOMELESSNESS OPPORTUNITY BOND PROJECTS; AUTHORIZING THE MAYOR TO ENTER INTO THE NECESSARY AGREEMENTS INCLUDING AN INTERGOVERNMENTAL AGREEMENT WITH THE ATLANTA DEVELOPMENT AUTHORITY TO ADMINISTER A GRANT IN THE AMOUNT OF ONE MILLION FOUR HUNDRED THOUSAND DOLLARS (\$1,400,000.00) FOR CHRIS KIDS, INC; TO ACKNOWLEDGE INELIGIBLE PROGRAM EXPENDITURES AND AUTHORIZING THE USE OF THE GRANT MONEY AS AN ELIGIBLE OFFSET TO SUPPORT THE HUD DISALLOWED COSTS; AND FOR OTHER PURPOSES.**

WHEREAS, the City has incurred certain disallowed costs in connection with the HOME Investment Partnership Act Program (the "HOME Program") administered by the United States Department of Housing and Urban Development ("HUD"); and

WHEREAS, CHRIS Kids, Inc., a Georgia nonprofit corporation (the "Project Owner") has applied to the Authority for a grant in the amount of One Million Four Hundred Thousand and No/100 Dollars (\$1,400,000.00) (the "Grant Amount"); for the purpose of funding a portion of the costs of rehabilitating thirty-five (35) apartment units located at 2045 Graham Circle, S.E. in the Safety Net Apartment Complex, with said units to be used for service assisted housing for homeless youth (the "Project"); and

WHEREAS, the City has offered to administer the Grant Amount to the Project for the Authority (the "Grant Administration") and the Authority has agreed to contribute the Grant Amount to the City for that specific purpose and to assist the City in offsetting a portion of its disallowed costs with HUD; and

WHEREAS, the Homelessness Opportunity Project Committee of the Board of Directors of the Authority has found and determined, upon the recommendation of the staff of the Authority and United Way's Commission on Homelessness, that the Project is consistent with and meets the objectives of the HOF Program Guidelines and approved a grant to the Project in the amount of not to exceed One Million Four Hundred Thousand and No/100 Dollars (\$1,400,000.00); and

WHEREAS, subject to the terms and conditions of the Intergovernmental Agreement, the Authority will contribute the Grant Amount to the City and the City will administer the Grant Amount to the Project on behalf of the Authority.

WHEREAS, the U. S. Department of Housing and Urban Development approved the receipt of non-Federal funds to be used to offset disallowed program cost and said funds will meet HUD's requirements to offset a portion of the disallowed costs under the HOME Investment Partnership Act Program; and

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:**

**SECTION 1:** That the 2008 HOME Program be and is amended hereby in program element Housing Rehabilitation by adding the project "Multi-unit Housing" and the amount "\$1,400,000.00".

That the 2008 (HOME Investment Trust Fund) Budget be and is amended hereby as follows:

**ADD TO ANTICIPATIONS (HOME Revenues)**

Project	Task	Award	Account	Proj Org	Func Act	Amount	Description
25201569	116	250431766	3311101	201569	7310000	\$1,400,000.00	HOME Program 2008 Multi-Unit

**ADD TO APPROPRIATIONS (HOME Budget)**

Project	Task	Award	Account	Proj Org	Func Act	Amount	Description
25201569	116	250431766	5999999	201569	7310000	\$1,400,000.00	HOME Program 2008 Multi-Unit

**SECTION 2:** That the Mayor is hereby authorized to execute an Intergovernmental Agreement with the Atlanta Development Authority substantially in the form attached as Exhibit "A", the agreement between CHRIS Kids, Inc, the Atlanta Development Authority and the City of Atlanta, and any other agreements necessary to carry out the intent of this legislation.

**SECTION 3:** That the Mayor or her designee subject to the terms and conditions of the Intergovernmental Agreement, the Atlanta Development Authority will contribute the \$1,400,000.00 grant amount received from the Homeless Opportunity Bond program to the City, and the City will administer the grant amount to the project on behalf of the Atlanta Development Authority.

**SECTION 4:** That the Department of Planning and Community Development, Bureau of Housing is hereby authorized to provide a multi-family rehabilitation grant in the amount of \$1,400,000.00 to Chris Kids, Inc. for the purpose of funding a portion of the costs of rehabilitating thirty-five (35) apartment units located at 2045 Graham Circle, S.E. in the Safety Net Apartment Complex, with said units to be used for service assisted housing for homeless youth.

**SECTION 5:** That the City Attorney is hereby directed to negotiate, prepare and/or review the agreements necessary to effect the intent of this ordinance provided that such agreements are in compliance with the conditions set forth herein.

**SECTION 6:** That the City Attorney be and is authorized hereby to prepare all appropriated contract agreements for execution by the Mayor, to be approved by the City Attorney as to form.

**SECTION 7:** The agreement shall not become binding upon the City and the City will incur no liability under it until it has been approved by the City Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk, and delivered to the contracting parties.

**SECTION 8:** That all ordinances or parts of ordinances in conflict with this ordinance are waived to the extent of the conflict.

